

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: ) Group Art Unit: 2446  
Edward Eytchison *et al.* )  
Serial No.: 10/763,866 ) Examiner: Ali, Farhad  
Filed: January 22, 2004 )  
For: **METHODS AND APPARATUSES )  
FOR AUTOMATIC ADAPTATION )  
OF DIFFERENT PROTOCOLS )**  
                                 ) **RESPONSE TO NOTIFICATION OF**  
                                 ) **NON-COMPLIANT APPEAL BRIEF**  
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Mail Stop Appeal Brief-Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Please review the response to the notice of non-compliant appeal brief below.

**III. STATUS OF THE CLAIMS**

Claims 1, 2, 4-11, 13, 15-20 and 22-24 are pending in this case. Claims 3, 12, 14 and 21 have been canceled. Claims 1, 2, 4-11, 13, 15-20, and 22-24 stand rejected under 35 U.S.C. §103(a) as being unpatentable over United States Patent Application Publication No. 2003/0204612 to Warren (hereinafter “Warren”, a copy of which is attached as Exhibit A) in view of United States Patent No. 5,623,695 to Lozinski (hereinafter “Lozinski”, a copy of which is attached as Exhibit B). Within this Appeal Brief, the rejections of Claims 1, 2, 4-11, 13, 15-20 and 22-24 are appealed.

REMARKS

Within the Notification of Non-compliant Appeal Brief, it has been stated that the brief does not contain the status of all of the claims. By the above correction, the status of all of the claims is included. Therefore, the Notification of Non-compliant Appeal Brief should be withdrawn so that the Examiner is able to provide an Answer to the Appeal Brief.

Respectfully submitted,  
HAVERSTOCK & OWENS LLP

Dated: November 24, 2009 \_\_\_\_\_  
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